

Docket No. 7156/44657-AAA-PCT-US/JPW/GJG/DNS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICERECEIVED  
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Applicant(s): Joseph R. Berger

Serial No. : 10/052,961

Examiner: S.Wang

MAY 12 2006

Filed : January 18, 2002

Group Art Unit: 1617

For : A METHOD FOR AMERLIORATING MUSCLE WEAKNESS/WASTING IN A PATIENT  
INFECTED WITH HUMAN IMMUNODEFICIENCY VIRUS TYPE-1Mail Stop Amendment  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date: May 12, 2006

Sir:

Transmitted herewith is an amendment to the above-identified application.

Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been previously established.

A verified statement to establish small entity status under 37 C.F.R. §1.9 and §1.27 is enclosed.

No additional fee is required.

The filing fee is calculated as follows:

|  | Number after Amend-ment | Highest Number Previously Paid For <sup>1</sup> | Number of Extra Claims Presented | RATE                 |              |   | FEE          |              |
|--|-------------------------|---|----------------------------------|----------------------|--------------|---|--------------|--------------|
|  |                         |   |                                  | Small Entity         | Other Entity |   | Small Entity | Other Entity |
| Total Claims   | 29 -                    | * 20 =  | *** 9 x                          | \$25                 | \$50         | = |              | 450.00       |
| Indepen-<br>dent<br>Claims   | 4 -                     | ** 3 =  | *** 1 x                          | \$100                | \$200        | = |              | 200.00       |
| Multiple Dependent Claim(s) Presented For First Time <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |                         |   |                                  | \$180                | \$360        | = |              | 0.00         |
|  |                         |   |                                  | TOTAL ADDITIONAL FEE |              |   | \$           | 650.00       |

<sup>1</sup> The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims originally filed.  
<sup>2</sup> If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.  
<sup>3</sup> If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.  
<sup>4</sup> If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0".

JPW Rev. 2-4-05

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Amendment Transmittal Letter

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The following are also enclosed:

X One additional copy of this Amendment Transmittal Letter

Return Receipt Postcard

           An Information Disclosure Statement, including Form PTO-1449

(Copies of citations included: Yes\_\_\_\_\_ No\_\_\_\_\_)

and a fee of \$\_\_\_\_\_ included)

X A Petition for an Extension of Time, including a fee of  
\$ 450.00 for a Petition for 2 Month(s) Extension of Time

           Other (identify):

THE TOTAL FEE DUE IS \$ 1100.00

       A check in the amount of \$        is enclosed.

X Please charge Deposit Account No. 03-3125 in the amount of  
\$ 1100.00

X The Commissioner is hereby authorized to charge any additional fees required or credit any overpayment to Deposit Account No. 03-3125 as follows:

  X   Fees under 37 C.F.R. §1.16 for the presentation of extra claims  
       Patent application processing fees under 37 C.F.R. §1.17

Respectfully submitted,

Gary P. Gerslitz  
John P. White

~~John P. White~~  
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